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June 6, 2011

*(Via Electronic Filing)*

Hon. David E. Peebles, U.S. Magistrate Judge  
United States District Court, N.D.N.Y.  
100 South Clinton Street  
P.O. Box 7365  
Syracuse NY 13261-7365

Re: *Rudd, et. al. v. T.L. Cannon Corp., et. al.*  
Case No.: 3:10-cv-00591-TJM-DEP

Dear Judge Peebles:

Please be advised that the plaintiffs have completed the mailing of the opt-in notice and we are currently in the process of receiving signed opt ins and/or notices from the postmaster of undeliverable notices for incorrect addresses or other reasons. As such, the parties are now ready to schedule a Rule 16 conference.

Thank you for your attention to this matter.

Very truly yours,

O'HARA, O'CONNELL & CIOTOLI

s/ Frank S. Gattuso

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